

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TENNESSEE
WESTERN DIVISION

FILED
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[Signature]

ROBERT R. DELIO, CLERK,
U.S. DIST. CT.
W.D. OF TN, MEMPHIS

LYNN MARIE POLINSKI,)
vs.)
Plaintiff,)
vs.) No. 04-2912-MJ P
SARA LEE CORPORATION/)
JIMMY DEAN FOODS,)
Defendant.)

PROPOSED SCHEDULING ORDER

Pursuant to written notice, a Scheduling Conference was held on Monday, April 11, 2005. Present were Bradley G. Kirk, counsel for Plaintiff and Angie C. Davis, counsel for Defendant. At the conference the following dates were established as the final dates for:

INITIAL DISCLOSURES PURSUANT TO FED.R.CIV.P. 26(a)(1):

The parties shall exchange initial disclosures required by Rule 26(as)(1) Fed.R.Civ.Pro., on or before Friday, May 6, 2005

JOINING PARTIES: By Wednesday, July 6, 2005

AMENDING PLEADINGS: By Wednesday, July 6, 2005

INITIAL MOTIONS TO DISMISS: By Monday, August 8, 2005

COMPLETING ALL DISCOVERY: By Tuesday, December 6, 2005

(a) DOCUMENT PRODUCTION: By Tuesday, December 6, 2005

(b) DEPOSITIONS, INTERROGATORIES AND REQUESTS FOR ADMISSIONS: By Tuesday, December 6, 2005

(c) EXPERT WITNESS DISCLOSURE (Rule 26 (a)(2))

- (1) DISCLOSURE OF PLAINTIFF'S RULE 26 (a)(1) EXPERT INFORMATION AND EXPERT REPORTS:** By Thursday, October 6, 2005
- (2) DISCLOSURE OF DEFENDANT'S RULE 26 (a)(2) EXPERT INFORMATION AND EXPERT REPORTS:** Forty-five (45) days following receipt by Defendant of any reports of experts served by Plaintiff.
- (3) EXPERT WITNESS DEPOSITIONS:** By Discovery Deadline

FILING DISPOSITIVE MOTIONS: By Monday, January 16, 2006

OTHER RELEVANT MATTERS:

No depositions may be scheduled to occur after the discovery cutoff date. All motions, requests for admissions, or other filings that require a response must be filed sufficiently in advance of the discovery cutoff date to enable opposing counsel to respond by the time permitted by the Rules prior to that date.

Motions to compel discovery are to be filed and served by the discovery deadline or within thirty (30) days of the default or the service of the response, answer or objection, which is the subject of the motion, if the default occurs within thirty (30) days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or the objection to the default, response, answer, or objection shall be waived.

This case is set for jury trial, and the trial is expected to last two (2) days. The pretrial order date, pretrial conference date, and trial date will be set by the presiding judge.

This case may be appropriate for ADR.

The parties are reminded that pursuant to Local Rule 11(a)(1)(A), all motions, except motions pursuant to Fed R. Civ. P. 12, 56, 59, and 60 shall be accompanied by a proposed order.

The opposing party may file a response to any motion filed in this matter. Neither party may file an additional reply, however, without leave of the court. If a party believes that a reply is necessary, it shall file a motion for leave to file a reply accompanied by a memorandum setting forth the reasons for which a reply is required.

The parties have not consented to trial before the magistrate judge.

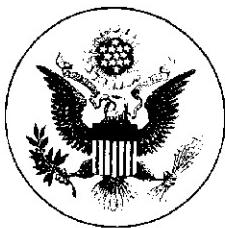
This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this order will not be modified or extended.

IT IS SO ORDERED.



TU M. PHAM
UNITED STATES MAGISTRATE JUDGE

DATE: 4/15/05



Notice of Distribution

This notice confirms a copy of the document docketed as number 7 in case 2:04-CV-02912 was distributed by fax, mail, or direct printing on April 18, 2005 to the parties listed.

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Honorable Jon McCalla
US DISTRICT COURT